



STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	
NANCY DIANE SEABOCK, R.N.	:	Administrative Action
License No. 26N011427800	:	
TO PRACTICE NURSING	:	FINAL ORDER
IN THE STATE OF NEW JERSEY	:	OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Nancy Diane Seabock ("Respondent") is licensed as a registered professional nurse in the State of New Jersey and has been a licensee at all relevant times.
2. On or about January 23, 2012, a report was forwarded to the Board indicating that Respondent's employment as a nurse was terminated for professional misconduct which related adversely to patient care or safety. The Board began an investigation and on or about March 15, 2013, the Board sent a demand for written statement under oath ("demand") to Respondent requesting information about the events that led to her

termination, her nursing practice, employment and continuing education. The letter reminded Respondent of her statutory and regulatory obligation to respond to the Board's investigative demand. The demand was mailed via regular and certified mail to Respondent's address of record. Respondent signed the certified mail receipt at the time of delivery. The Board received no response.

3. On or about April 16, 2013 the Board sent a second notice to Respondent and included another copy of the demand. The letter warned Respondent that failing to respond may lead to the suspension of her license and the imposition of penalties. The demand was mailed via regular and certified mail to Respondent at her address of record. Respondent signed the certified mail receipt at the time of delivery. The Board received no response.

#### CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a violation of N.J.S.A. 45:1-21(h) in that Respondent has failed to cooperate with the Board's investigation in contravention of N.J.A.C. 13:45C-1.2 & 1.3.

Pursuant to N.J.A.C. 13:37-5.3, a nurse shall complete a minimum of 30 hours of continuing education per biennial period. A registered professional nurse or licensed practical nurse

shall maintain continuing education compliance documentation for a period of four years after completion of the hours and shall submit such documentation to the Board upon request. N.J.A.C. 13:37-5.3(f).

By virtue of having failed to respond to the Board's demand, Respondent is deemed to have failed to demonstrate, to the satisfaction of the Board, that Respondent completed the required continuing education for the June 1, 2008 - May 31, 2010 and June 1, 2010 - May 31, 2012 biennial renewal periods. The Board therefore finds Respondent in violation of N.J.A.C. 13:37-5.3(b) and 13:37-5.3(f), which in turn subjects Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

#### DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking the suspension of Respondent's license to practice nursing in the State of New Jersey was entered on September 12, 2013. A copy was forwarded to Respondent's last known address by means of both regular and certified mail. The regular mail was not returned; the certified mail was returned to the Board as "unclaimed." The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent

requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

To date, Respondent has not submitted a response to the Provisional Order. Although the record reflects that the Provisional Order was served upon Respondent, no response has been received to date. Accordingly the Board considered the matter, determined that further proceedings were not necessary and that the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 12<sup>th</sup> day of Dec., 2013,  
ORDERED that:

1. Respondent's license to practice as a registered professional nurse is hereby suspended until such time as Respondent cooperates with the Board's investigation by providing the information requested in the demand, including proof of completion of thirty hours of continuing education to be applied to the June 1, 2008 - May 31, 2010 biennial renewal period and thirty hours of continuing education to be applied to the June 1, 2010 - May 31, 2012 biennial renewal period.

Continuing education completed after May 31, 2012 and applied to cure any deficiency of previous renewal periods shall not be used to satisfy the requirements of the current biennial renewal period.

2. A civil penalty in the total amount of seven hundred and fifty dollars (\$750) is hereby imposed consisting of a five hundred dollars (\$500.00) civil penalty for failure to cooperate with a Board investigation and a two hundred and fifty dollars (\$250.00) civil penalty for failing to timely complete continuing education. Payment shall be made by certified check or money order payable to "State of New Jersey," delivered to George Hebert, Executive Director, State of Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than fifteen (15) days after the entry of this Final Order of Discipline in this matter. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. Respondent shall hereby refrain from practicing as a registered professional nurse in the State of New Jersey and shall not represent herself as a registered professional nurse in the State of New Jersey until such time as Respondent's

license is reinstated. Any practice in this State prior to reinstatement shall constitute grounds for a charge of unlicensed practice.

4. The Board reserves the right to take further disciplinary action based upon the underlying allegations and any information received in the future as part of this investigation.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy, PhD, APN  
Patricia Murphy, PhD, APN  
Board President